

TINR3E

No. 522

PETITIONER:

Frank T. Ulmer

Petition filed Sept 6 1922

Dalinton-Waldorf

Viewers appointed Sept 6 1922

Report filed Nov. 22 1922

Date of hearing ..... 191

Report approved Nov. 22 1922

Order of survey Nov. 22 1922

Surveyed Dec. 29 1924

Field Book No. 108 Page 60

Recorded in Roadbook 1922 191

Declared County Road ..... 191

Portion Declared County

Road Nov. 22-1922

Approved: ..... Chairman

See Book 14 Commissioners' Proceedings,

pages 345-410

..... County Clerk

# Petition For Road

No. 522

To the Honorable Board of County Commissioners of Gallatin County, Montana:

Gentlemen:

We, the undersigned free holders of Road District No. 2 of Gallatin County, Montana, residing on or adjacent to the following proposed County Road, do hereby petition your honorable body to establish ..... same as a County Road, beginning at.....

*the Yellow Stone trail, at the present Railway crossing of N.P. tracks, and running in a southerly direction about one mile to the south line of section 14, thence to the west about 7/8 mile where it will join the rock road which runs east west between sections 14 & 13, north and south along the west side of section 14.*

We believe the cost of constructing this road will not exceed \$..... there being ..... steep grades, small culverts, ..... bridges necessary on the route as proposed; the soil..... adapted to road construction, and

We consider this road necessary for the convenience of public travel, and especially for the residents of this district, and further for the following reasons, viz:

*L.P. has been used continuously*

*Where the road crosses the Jarvis ranch it is to begin at a place on Jarvis Spring Canal about 30 rods East of the section line between Sec. 13 and 14 running about 30 rods South and West and 1/8 rods West to the Road mile corner on the East line of Sec. 14. This road through the Jarvis ranch to be 40 ft. wide.*

# Petition For Road

No. 522

To the Honorable Board of County Commissioners of Gallatin County, Montana:

Gentlemen:

We, the undersigned free holders of Road District No. 3 of Gallatin County, Montana, residing on or adjacent to the following proposed County Road, do hereby petition your honorable body to establish ..... same as a County Road, beginning at.....

a point on the Yellow Stone trail, at the present Railway crossing of N.P. track, and running in southerly direction about one mile to the south line of section 14, thence to the west about 3/4 miles where it will join the rock road which runs ~~east~~ west ~~between~~ sections 14 & 23. north and south along the west side of section 14.

We believe the cost of constructing this road will not exceed \$..... there being no steep grades, 4 small culverts, 2 bridges necessary on the route as proposed; the soil is well adapted adapted to road construction, and

We consider this road necessary for the convenience of public travel, and especially for the residents of this district, and further for the following reasons, viz:

It has been used continuously

Where the road crosses the Jarvis ranch it is to begin at a place on Harve Springs Canal about 30 rods East of the section line between Sec. 13 and 14 running about 30 rods South and West and about 18 rods West to the half mile corner on the East line of Sec. 14. This road through the Jarvis ranch to be 40 ft. wide.

# Petition For Road

No. 522

To the Honorable Board of County Commissioners of Gallatin County, Montana:

Gentlemen:

We, the undersigned free holders of Road District No. 3 of Gallatin County, Montana, residing on or adjacent to the following proposed County Road, do hereby petition your honorable body to establish ..... same as a County Road, beginning at..... a point on

the Yellow Stone trail, at the present Railway crossing of N.P. track, and running in southerly direction about one mile to the south line of section 14, thence to the west about 3/4 miles where it will join the rock road which runs east and west between sections 14 & 23. north and south along the west side of section 14.

We believe the cost of constructing this road will not exceed \$..... there being no steep grades, 4 small culverts, 2 bridges necessary on the route as proposed; the soil is well adapted to road construction, and

We consider this road necessary for the convenience of public travel, and especially for the residents of this district, and further for the following reasons, viz:

This road has been used continuously since 1867. It is the only means of access to head gate of warm spring and Pecks canal and ranches located on this route.

Land Owned by Same to be Crossed by Proposed Road

Names of Petitioners	Description	Sec.	Twp.	Range
<u>Frank Palmer</u>	<u>S 2 SW 4</u>	<u>13</u>	<u>17N</u>	<u>3E</u>
<u>Joseph B. Presley</u>	<u>S 2 S 2</u>	<u>14</u>	<u>17N</u>	<u>3E</u>
<u>W. R. Borin</u>	<u>N. 1/2 S. 1/4</u>	<u>13</u>	<u>17N</u>	<u>3</u>
<u>Will J. Faris</u>	<u>N. 1/2 S. 1/4</u>	<u>14</u>		
<u>J. E. Woodruff</u>	<u>N. 1/2 S. 1/4 Sec. 13</u>	<u>13</u>	<u>17N</u>	<u>3E</u>
<u>Frank Jahl</u>				
<u>A. H. Bump</u>				
<u>E. W. Byrnes</u>				
<u>Wm. S. Person</u>				
<u>Robt. Gangle</u>				
<u>Manhattan Co. Lumber</u>	<u>W. 1/2 Sec 9 of 17 3E</u>			

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For Petitioners Who Propose Donating Gratuitously the Right of Way

....., 19....

We, the undersigned, of the above petitioners, in full consideration for benefits received or to accrue to us, do hereby agree to, and by these presents do gratuitously donate to Gallatin County, Montana, a right of way through any and all lands owned by us along the line of the proposed road hereinbefore petitioned for, the route of same to be definitely determined by the Board of County Commissioners of said County, in accordance with the examination and report of viewers therefor appointed by said Board, or as viewed by the Board of County Commissioners.

The said donation to take effect and be of full force immediately (and only when) said proposed road shall be open to the public throughout its full length.

Name of Donator	Land Owned by Same to be Crossed by Proposed Road			
	Description	Sec.	Twp.	Range
Frank Ulmer	f. d. 2 s. 17 1/4	13	17N	3E
Wife Mabel E Ulmer	s. 2 s. 2	14	17N	3E
Joseph H. Cassady				
Wife Mabel J. Cassady				
Walter White	n. 2	23	17N	3E
Wife				
Will J. Faris	n. 1/4	13	17N	3E
Wife Mabel H. Faris				
Wife				
Wife				
Wife				
Wife				

For Petitioners Who Propose Charging for Right of Way and Damages

....., 19....

We, the undersigned, of the first above mentioned petitioners, on demand of the Board of County Commissioners of Gallatin County, Montana, do hereby agree, and by these presents guarantee that we will by good and sufficient instrument, convey to said Gallatin County, the necessary right of way through any and all lands owned by us along the line of the proposed road as petitioned for, and on the line or route as definitely determined by the Board of County Commissioners of said County in accordance with the examination and report of the viewers therefor, appointed by said Board, for the sums of not to exceed the amounts set opposite our respective signatures below; the said sums to be received by us as compensation in full for said right of way, and any damage that may be done us, or to our lands in any manner, by reason of such road crossing any of our said lands.

Provided, however, that no transfer shall be required or demanded of us, as hereinabove provided, prior to the opening of the said proposed road to the public, throughout its full length, and upon the lines as definitely determined upon by said Board of County Commissioners, in the manner as hereinbefore provided.

Name	Land Owned by Same to be Crossed by Proposed Road				Total Amount Proposed to be Charged for	
	Description	Sec.	Twp.	Range	Right of Way	Damages
Wife						
Wife						
Wife						





# Chapter 72, Thirteenth Session 1913, Sections 1-2-18

## CHAPTER IV

Section 1. Any ten, or a majority, of the free holders of a road district, taxable therein for road purposes, may petition in writing, the Board of County Commissioners to, establish, change or discontinue any common highway therein. When such a highway is petitioned for upon the dividing line between two counties, the same course must be pursued as in other cases, except that a copy of the petition must be presented

to the Board of County Commissioners of each County, who may appoint viewers to act jointly and the viewers so appointed must report their findings to both Boards.

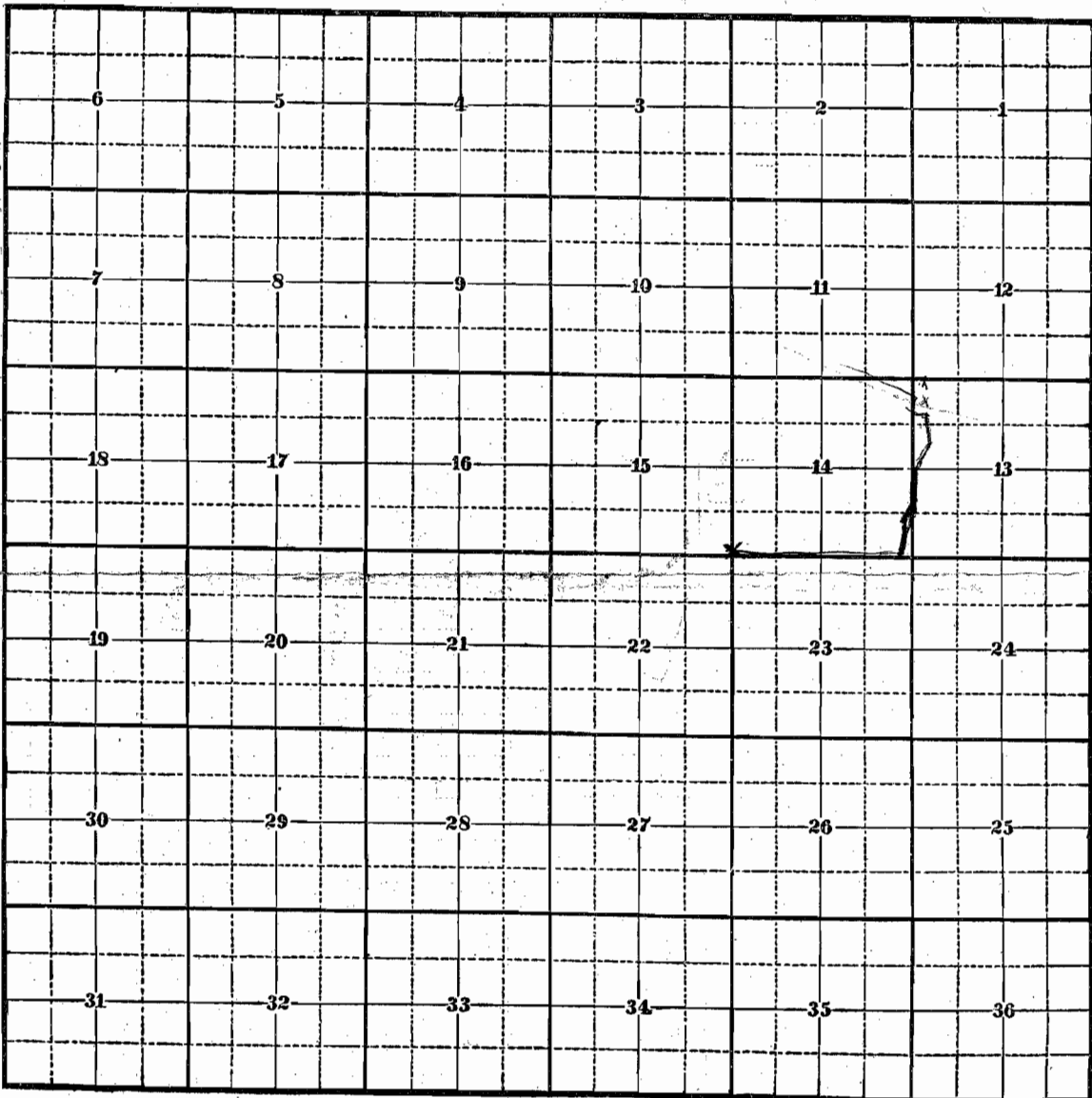
Section 2. The petition must be set forth and describe particularly the highways to be abandoned, discontinued, altered or constructed, and if the same is to be altered, laid-out or constructed, the general route thereof, over what lands, who are owners thereof, whether

such of them as can be found consent thereto, and if not the probable cost of the right-of-way, where consent is not had, the necessity for, and advantage of the proposed road.

Section 18. Highways must be laid out and opened when practicable or upon subdivision or section lines, Provided, however, that the section shall not be construed to prevent oads being laid out on diagonal lines when public purposes shall be best subserved thereby.

### Plat of Proposed Road

Township No. 1 ~~N~~ Range No. 3E



Scale so chains to an inch  
20 40 60 80

TINABE

No. 522

## PETITION FOR ROAD

Principle Petitioner.....

*E. J. Dimer*

Filed this... day of Sept. 1922.

*A. DeWick*  
County Clerk and Recorder  
*Surveyor*

By ..... Deputy

Viewers

*W. D. Daxman*

*J. W. Alder*

Appointed Sept. 6 1922.

To meet..... 19.....

At .....

On .....

Report of Viewers

Filed .....

Action by the Board.....

*Declared County Road*  
*for portion of way* Nov. 22 1922.

Road Dist. No. 2.....

